

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

GREGORY J. MERGENTHALER,

Plaintiff,

vs.

NANCY A. BERRYHILL, Acting  
Commissioner of Social Security  
Administration,

Defendant.

CV 17-29-M-JCL

ORDER

Plaintiff Gregory J. Mergenthaler ("Mergenthaler"), by and through his attorney, John E. Seidlitz, Jr., moves under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. §2412(d), for attorney fees incurred in prosecuting his Social Security appeal. Plaintiff initially requested \$9,885.68 in fees.

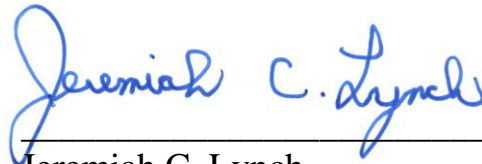
Counsel for Defendant Commissioner of Social Security ("Commissioner") has been contacted and stipulates to a reduced fee of \$9,400.00.

Upon Plaintiff's stipulated application for fees under the Equal Access to Justice Act, and for good cause showing:

IT IS HEREBY ORDERED that Mergenthaler's Application for Award of EAJA Fees is GRANTED. Mergenthaler shall recover from the Commissioner

\$9,400.00 in fees.

DATED this 29<sup>th</sup> day of January, 2018.

A handwritten signature in blue ink, reading "Jeremiah C. Lynch". The signature is written in a cursive style with a large initial "J" and a stylized "L".

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Jeremiah C. Lynch  
United States Magistrate Judge